

Docket No: 4007561-173525

PATENT

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/Holly D. Kozlowski/

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Masayuki Kashimura et al : Confirmation No.: 1972

Serial No.: 10/554,170 : Group Art Unit: 1794

Filing Date: October 21, 2005 : Examiner: Kevin R. Kruer

For: **Heat-Shrinkable Layered Film and Package Made With the Same**

CORRECTED TERMINAL DISCLAIMER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Petitioner, Kureha Corporation, a corporation organized and existing under the laws of Japan, and having a business address at 3-3-2, Nihonbashi-Hamacho, Chuo-ku, Tokyo 103-8551 Japan, is the owner of the entire right, title and interest in the above-identified U.S. Patent Application Serial No. 10/554,170, by virtue of an Assignment recorded at Reel 017885, Frame 0629.

Petitioner is also the owner of the entire right, title and interest in U.S. Patent No. 7,476,712 B2, by virtue of an Assignment to Kureha Chemical Industry Company, Limited, recorded at Reel 016329, Frame 0366 and a Change of Name to Kureha Corporation recorded at Reel 018327, Frame 0318.

Petitioner hereby disclaims, except as provided below, the terminal part of any patent issuing on U.S. Patent Application Serial No. 10/554,170 which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, as shortened by any terminal disclaimer filed prior to the grant, of U.S. Patent No. 7,476,712 B2. Petitioner hereby agrees that any patent issuing on U.S. Application Serial No. 10/554,170 shall be enforceable only for and during such period that it and U.S. Patent No. 7,476,712 B2 are commonly owned. This agreement runs with any patent issuing on U.S. Application Serial No. 10/554,170 and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent issuing on U.S. Application Serial No. 10/554,170 that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 to §156 and §173 of U.S. Patent No. 7,476,712 B2, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that such patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney of record and is empowered to act on behalf of the Assignee. The undersigned hereby declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section

1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please charge the \$140.00 fee required for filing this Terminal Disclaimer to Deposit Account No. 503915.

Respectfully submitted,

/Holly D. Kozlowski/

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